

EXECUTIVE MESSAGES REFERRED

As in executive session the Presiding Officer laid before the Senate messages from the President of the United States submitting sundry nominations which were referred to the appropriate committees.

(The nominations received today are printed at the end of the Senate proceedings.)

REPORT ON FEDERAL CLIMATE CHANGE EXPENDITURES—MESSAGE FROM THE PRESIDENT—PM 19

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Foreign Relations.

To the Congress of the United States:

In accordance with section 573 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1999, as contained in the Omnibus Consolidated and Emergency Supplemental Appropriations Act, 1999 (Public Law 105-277), I transmit herewith an account of all Federal agency climate change programs and activities. This report includes both domestic and international programs and activities related to climate change and contains data on both spending and performance goals.

WILLIAM J. CLINTON.

THE WHITE HOUSE, April 20, 1999.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, which were referred as indicated:

EC-2622. A communication from the Acting Assistant Secretary of the Interior for Fish and Wildlife and Parks, transmitting, a draft of proposed legislation to extend the authorization for the Historic Preservation Fund; to the Committee on Energy and Natural Resources.

EC-2623. A communication from the Assistant Secretary of the Interior for Fish and Wildlife and Parks, transmitting, pursuant to law, a report relative to the National Natural Landmarks Program for fiscal year 1998; to the Committee on Energy and Natural Resources.

EC-2624. A communication from the Acting Assistant General Counsel for Regulatory Law, Office of Procurement and Assistance Management, Department of Energy, transmitting, pursuant to law, a rule entitled "Acquisition Regulation; Performance Guarantees" (RIN1991-AB44) received on April 9, 1999; to the Committee on Energy and Natural Resources.

EC-2625. A communication from the Acting Assistant General Counsel for Regulatory Law, Office of Procurement and Assistance Management, Department of Energy, transmitting, pursuant to law, a rule entitled "Acquisition Letter; Foreign Ownership Control or Influence" (RINAL99-03) received on April 9, 1999; to the Committee on Energy and Natural Resources.

EC-2626. A communication from the Director of the Office of Surface Mining Reclamation and Enforcement, Department of the Interior, transmitting, pursuant to law, the rule entitled "Maryland Regulatory Program" (RINSPATS NO. MD-045-FOR) received on April 9, 1999; to the Committee on Energy and Natural Resources.

EC-2627. A communication from the Director of the Office of Surface Mining Reclamation and Enforcement, Department of the Interior, transmitting, pursuant to law, the rule entitled "Ohio Regulatory Program" (RINSPATS NO. OH-244-FOR) received on April 9, 1999; to the Committee on Energy and Natural Resources.

EC-2628. A communication from the Principal Deputy Assistant Secretary of Veterans' Affairs for Congressional Affairs, transmitting, a draft of proposed legislation to amend title 38, United States Code, to authorize VA to furnish the Department of Defense with drug and alcohol treatment resources; to the Committee on Veterans' Affairs.

EC-2629. A communication from the Under Secretary of Defense for Policy, transmitting, pursuant to law, a report on Russian tactical nuclear weapons; to the Committee on Armed Services.

EC-2630. A communication from the Secretary of the Army, transmitting, pursuant to law, a report relative to unit cost thresholds; to the Committee on Armed Services.

EC-2631. A communication from the Secretary of Defense, transmitting, two reports relative to retirements; to the Committee on Armed Services.

EC-2632. A communication from the Deputy Chief, Programs and Legislation Division, Office of Legislative Liaison, Department of the Air Force, transmitting, pursuant to law, a report relative to a multi-function cost comparison at the Robins Air Force Base, Georgia; to the Committee on Armed Services.

EC-2633. A communication from the Administrator of the Panama Canal Commission, transmitting, a draft of proposed legislation entitled "The Panama Canal Commission Authorization Act for Fiscal Year 2000"; to the Committee on Armed Services.

EC-2634. A communication from the Assistant Secretary of Defense for Health Affairs, transmitting, pursuant to law, a notice relative to a report concerning external data collection and internal coordination; to the Committee on Armed Services.

EC-2635. A communication from the Assistant Secretary of Defense for Health Affairs, transmitting, pursuant to law, a report on the Implementation of Enrollment-based Capitation for Funding for Military Treatment Facilities; to the Committee on Armed Services.

EC-2636. A communication from the Assistant Secretary of Defense for Health Affairs, transmitting, pursuant to law, the interim Tricare Evaluation report; to the Committee on Armed Services.

EC-2637. A communication from the Director of Administration and Management, Office of the Secretary of Defense, transmitting, pursuant to law, a report relative to the vacant position of Assistant Secretary of the Air Force (Acquisition); to the Committee on Armed Services.

EC-2638. A communication from the Director of Administration and Management, Office of the Secretary of Defense, transmitting, pursuant to law, a report relative to the vacant position of Assistant Secretary of Defense (Special Operations and Low Intensity Conflict); to the Committee on Armed Services.

EC-2639. A communication from the Secretary of Defense, transmitting, pursuant to law, a report on proposed obligations for

weapons destruction and non-proliferation in the former Soviet Union; to the Committee on Armed Services.

EC-2640. A communication from the Secretary of Defense, transmitting, pursuant to law, the report on the Cooperative Threat Reduction Program Plan for fiscal year 1998; to the Committee on Armed Services.

EC-2641. A communication from the Chairman of the National Endowment for the Arts and Member of the Federal Council on the Arts and the Humanities, transmitting, pursuant to law, the annual report on the Arts and Artifacts Indemnity Program for fiscal year 1998; to the Committee on Health, Education, Labor, and Pensions.

EC-2642. A communication from the Secretary of Defense, transmitting, a report relative to a retirement; to the Committee on Armed Services.

EC-2643. A communication from the Secretary of Defense, transmitting, pursuant to law, reports relative to contingent liabilities; to the Committee on Armed Services.

EC-2644. A communication from the Secretary of Defense, transmitting, pursuant to law, a report relative to general and flag officers; to the Committee on Armed Services.

EC-2645. A communication from the Secretary of Energy, transmitting, a draft of proposed legislation entitled "The Department of Energy National Security Programs Authorization Act for Fiscal Years 2000 and 2001"; to the Committee on Armed Services.

EC-2646. A communication from the Acting General Counsel of the Department of Defense, transmitting, drafts of proposed legislation relative to various management concerns of the Department of Defense; to the Committee on Armed Services.

EC-2647. A communication from the General Counsel of the Department of Defense, transmitting, a draft of proposed legislation entitled "The Defense Production Act Amendments of 1999"; to the Committee on Banking, Housing, and Urban Affairs.

PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated.

POM-35. A resolution adopted by the House of the Legislature of the Commonwealth of Pennsylvania; to the Committee on Appropriations.

HOUSE RESOLUTION No. 87

Whereas, The Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Public Law 104-193, 110 Stat. 2105) eliminated the state-Federal match system under the AFDC program, replacing it with a new block grant program called Temporary Assistance to Needy Families (TANF); and

Whereas, The TANF program awarded states considerable flexibility to design and finance new programs; and

Whereas, Under TANF, states receive a fixed amount of Federal money each fiscal year which has already been calculated into future budget considerations; and

Whereas, The provision approved March 4, 1999, by the Senate Appropriations Committee would prevent states from spending a portion of their TANF grants and would break the welfare reform agreement brokered with the Governors; and

Whereas, The Appropriations Committee, acting on incomplete data, decided that states will not need \$350 million of their welfare grants in the coming years, blocking Pennsylvania from using over \$28 million of its welfare dollars before October 2001; and

Whereas, In Pennsylvania, every dollar of our TANF grant is being reserved for the future needs of welfare families in this Commonwealth; and

Whereas, Under a separate program administered by the United States Department of Labor, states appropriated money for the match are required to draw down Welfare-to-Work funds; and

Whereas, The Welfare-to-Work program is separate from TANF and is focused on employing those with the greatest barriers to self-sufficiency; and

Whereas, Welfare reform is working in Pennsylvania because we are investing in services that help people move from welfare to work; and

Whereas, TANF funds are essential to the goals of moving recipients into work; therefore be it

Resolved, That the House of Representatives of the Commonwealth of Pennsylvania memorialized the Senate of the United States to honor its welfare reform agreement with the Governors by removing from the supplemental appropriations bill the \$350 million offset from the TANF program before the bill goes to the Senate floor; and be it further

Resolved, That copies of this resolution be transmitted to the presiding officers of the Senate of the United States and to the members of the Senate from Pennsylvania.

POM-36. A resolution adopted by the House of the Legislature of the Commonwealth of Pennsylvania; to the Committee on Finance.

HOUSE RESOLUTION No. 41

Whereas, In 1994 the states initiated the first lawsuits based on violations of state law by the tobacco industry; and

Whereas, The states, through leadership and years of commitment to pursuing lawsuits, achieved a comprehensive settlement with the tobacco industry; and

Whereas, After bearing all of the risks and expenses in the negotiations and litigation necessary to proceed with their lawsuit, a settlement was won by the states without any assistance from the Congress of the United States or the Federal Government; and

Whereas, On November 23, 1998, the states' Attorneys General and the tobacco companies announced a two-prong agreement focusing on advertising, marketing and lobbying and on monetary payments which the companies will make to the states; and

Whereas, The states' Attorneys General carefully crafted the tobacco agreement to reflect only state costs; and

Whereas, Medicaid costs were neither a major issue in negotiating the settlement nor an item mentioned in the final agreement; and

Whereas, The Federal Government is not entitled to take away from the states any of the funds negotiated on their behalf as a result of state lawsuits; and

Whereas, The Federal Government can initiate its own lawsuit or settlement with the tobacco industry; and

Whereas, The states are entitled to all of the funds awarded to them in the tobacco settlement agreement without Federal seizure; therefore be it

Resolved, That the House of Representatives of the Commonwealth of Pennsylvania memorialize the Pennsylvania congressional delegation to support and pass legislation protecting the states from Federal seizure of tobacco settlement funds by the Secretary of Health and Human Services of the United States as an overpayment under the Federal Medicaid program by amending section 1903(d)(3) of the Social Security Act (49 Stat. 620, 42 U.S.C. §1396b(d)(3)), specifically including S. 346 (105TH Congress) and H.R. 351 (105TH Congress); and be it further

Resolved, That copies of this resolution be transmitted to the presiding officers of each

house of Congress and to each member of Congress from Pennsylvania.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second time by unanimous consent, and referred as indicated:

By Mr. MCCAIN (for himself, Mr. FRIST, Mr. BURNS, Mr. BREAUX, and Mr. LOTT):

S. 832. A bill to extend the commercial space launch damage indemnification provisions of section 70113 of title 49, United States Code; to the Committee on Commerce, Science, and Transportation.

By Mr. FRIST (for himself, Mr. KENNEDY, Mr. JEFFORDS, and Mr. BINGAMAN):

S. 833. A bill to make technical corrections to the Health Professions Education Partnerships Act of 1998 with respect to the Health Education Assistance Loan Program; to the Committee on Health, Education, Labor, and Pensions.

By Mr. CAMPBELL (for himself and Mr. SESSIONS):

S. 834. A bill to withhold voluntary proportional assistance for programs and projects of the International Atomic Energy Agency relating to the development and completion of the Bushehr nuclear power plant in Iran, and for other purposes; to the Committee on Foreign Relations.

By Mr. CHAFEE (for himself, Mr. BREAUX, Mr. AKAKA, Mrs. BOXER, Mr. DODD, Mr. EDWARDS, Mrs. FEINSTEIN, Mr. GRAHAM, Mr. KERRY, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LIEBERMAN, Mr. MACK, Mr. MOYNIHAN, Mrs. MURRAY, Mr. REED, Mr. ROBB, Mr. SARBANES, and Mr. WARNER):

S. 835. A bill to encourage the restoration of estuary habitat through more efficient project financing and enhanced coordination of Federal and non-Federal restoration programs, and for other purposes; to the Committee on Environment and Public Works.

By Mr. SPECTER (for himself, Mr. GRAHAM, Mr. COCHRAN, and Mr. ROBB):

S. 836. A bill to amend the Public Health Service Act, the Employee Retirement Income Security Act of 1974, and the Internal Revenue Code of 1986 to require that group health plans and health insurance issuers provide women with adequate access to providers of obstetric and gynecological services; to the Committee on Health, Education, Labor, and Pensions.

By Mr. MCCONNELL (for himself, Mr. MOYNIHAN, Mr. LIEBERMAN, and Mr. MCCAIN):

S. 837. A bill to enable drivers to choose a more affordable form of auto insurance that also provides for more adequate and timely compensation for accident victims, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. DOMENICI:

S. 838. A bill to amend the Juvenile Justice and Delinquency Prevention Act of 1974, and for other purposes; to the Committee on the Judiciary.

By Mr. KERREY (for himself, Mr. HARKIN, Mr. DASCHLE, Mr. CONRAD, and Mr. JOHNSON):

S. 839. A bill to restore and improve the farmer owned reserve program; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. GRASSLEY (for himself, Mr. TORRICELLI, and Mr. LEAHY):

S. 840. A bill to amend title 11, United States Code, to provide for health care and

employee benefits, and for other purposes; to the Committee on the Judiciary.

By Mr. KENNEDY (for himself, Mr. ROCKEFELLER, and Mr. WELLSTONE):

S. 841. A bill to amend title XVIII of the Social Security Act to provide for coverage of outpatient prescription drugs under the medicare program; to the Committee on Finance.

By Mr. SANTORUM:

S. 842. A bill to limit the civil liability of business entities that donate equipment to nonprofit organizations; to the Committee on the Judiciary.

S. 843. A bill to limit the civil liability of business entities that provide facility tours; to the Committee on the Judiciary.

S. 844. A bill to limit the civil liability of business entities that make available to a nonprofit organization the use of a motor vehicle or aircraft; to the Committee on the Judiciary.

S. 845. A bill to limit the civil liability of business entities providing use of facilities to nonprofit organizations; to the Committee on the Judiciary.

By Mr. MCCAIN (for himself, Mr. BIDEN, Mr. HAGEL, Mr. LIEBERMAN, Mr. COCHRAN, Mr. DODD, Mr. LUGAR, Mr. ROBB, and Mr. KERRY):

S.J. Res. 20. A joint resolution concerning the deployment of the United States Armed Forces to the Kosovo region in Yugoslavia; to the Committee on Foreign Relations.

STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. MCCAIN (for himself, Mr. FRIST, and Mr. BURNS):

S. 832. A bill to extend the commercial space launch damage indemnification provisions of section 70113 of title 49, United States Code; to the Committee on Commerce, Science, and Transportation.

COMMERCIAL SPACE LAUNCH INDUSTRY INDEMNIFICATION EXTENSION

Mr. MCCAIN. Mr. President, I rise to introduce a bill to extend the commercial space launch indemnification.

As a result of the discussions over the last year on the alleged China technology transfer situation, the need to ensure that the United States launch companies maintain a competitive position in the International launch market has never been greater. One of the more important features of the Commercial Space Launch Act ("CSLA") to the commercial industry is the comprehensive risk allocation provisions. The provisions are comprised of: (1) cross-waivers of liability among launch participants; (2) a demonstration of financial responsibility; and (3) a commitment (subject to appropriations) by the U.S. Government to pay successful third party claims above \$500 million.

Since its establishment, this three-pronged approach has been extremely attractive to the customers, contractors, and subcontractors of the U.S. launch licensee and to the contractors and subcontractors of its customers, as they are all participants in and beneficiaries of CSLA. As such, it has enabled the U.S. launch services industry to compete effectively with its foreign counterparts who offer similar coverage.